

# Meeting Outline

For the Wednesday, August 21, 2019 meeting of the Health and Human Services Interim Committee

## Health and Human Services Interim Committee

Room 30 House Building, State Capitol Complex, Salt Lake City, Utah

8:30-11:00 a.m.

(Version: 08/16/19)

Approximate  
Time Frame

### 8:30 1. Committee Business

#### Background

- [Draft minutes of the June 19, 2019 meeting](#)

#### Potential Action

- Approve minutes.

### 8:35 2. Children's Hearing Aid Pilot Program – Sunset Review

*Utah Code Section 26-10-11, Children's Hearing Aid Pilot Program, is [scheduled](#) for repeal July 1, 2020, unless reauthorized by the Legislature. The committee will conduct a sunset review of the statute.*

#### Background

- [Sunset Reviews: A Brief Overview](#) (Source: Office of Legislative Research and General Counsel)
- [Utah Code Section 26-10-11, Children's Hearing Aid Pilot Program](#)
- [Children's Hearing Aid Program \(UCA 26-10-11\): 2018 Annual Report](#) (Source: Utah Department of Health)
- [Eligibility and Application Information](#) (Source: Utah Department of Health)

#### Issues

- Should the statute be reauthorized?
- If reauthorized, should the statute be amended? Should it remain under the Legislative Oversight and Sunset Act?

#### Presenters

- Utah Department of Health
- Public comment

#### Potential Action

- Make recommendations to the Legislature.

- 8:47      **3. Limited Family Services for Low Income Individuals – Sunset Review**  
*Utah Code Subsection 26-18-417(3), is [scheduled](#) for repeal July 1, 2020, unless reauthorized by the Legislature. The subsection requires reporting to the Legislature if a waiver or state plan amendment is approved to permit coverage of family planning services for individuals who are not otherwise eligible for Medicaid and are below the federal poverty level. The need for a waiver or state plan amendment was reduced with the initial implementation of [2019 S.B. 96, Medicaid Expansion Adjustments](#), which expanded Medicaid eligibility, under certain conditions, to all individuals below the federal poverty level.*

#### Background

- [Sunset Reviews: A Brief Overview](#) (Source: Office of Legislative Research and General Counsel)
- [Utah Code Section 26-18-417, Limited Family Planning Services for Low-Income Individuals](#)
- [Medicaid and Family Planning: Background and Implications of the ACA](#) (Source: Kaiser Family Foundation)

#### Issues

- Should Utah Code Subsection 26-18-417(3), which requires reporting if a Medicaid waiver or state plan amendment is implemented, be reauthorized? Amended? Removed from the Legislative Oversight and Sunset Act?
- Are the other provisions of Section 26-18-417, which require a request for a Medicaid waiver or state plan amendment, still necessary? Should they be amended? Repealed?

#### Presenters

- Utah Department of Health
- Public comment

#### Potential Action

- Make recommendations to the Legislature.

- 8:55      **4. Rural Residency Training Program – Sunset Review**  
*At its last meeting, the committee conducted a sunset review of Utah Code Section 53B-24-402, Rural Residency Training Program, and voted to authorize the drafting of legislation to change the section's sunset date from July 1, 2020, to July 1, 2025. The committee will review the draft legislation.*

#### Background

- [Rural Residency Training Program Reauthorization](#) (draft legislation authorized by the committee in June)
- From the committee's June 19 meeting:
  - [Utah Code Section 53B-24-402, Rural Residency Training Program](#)
  - [Rural Clinical Rotations](#) (June 19 presentation to the Health and Human Services Interim Committee; Source: Utah Medical Education Council)
  - [Rural Rotation Program](#) (Source: Utah Medical Education Council)

#### Issues

- Should the committee approve the draft legislation reauthorizing the Rural Residency Training Program for five years?

#### Presenters

- Chair Christensen
- Public comment

#### Potential Action

- Recommend the requested legislation.

9:00

**5. Utah's Mental Health System**

*The committee will review and discuss the key findings of the August 2019 "Utah's Mental Health System" report, conducted by the Kem C. Gardner Policy Institute in partnership with the Utah Hospital Association. This report highlights findings from the first phase of a study bringing together mental health experts from all sectors to assess the current state of mental health services in Utah. The findings address gaps in services, barriers to providing and accessing care, and preliminary considerations for improving the system.*

**Background**

- [Utah's Mental Health System: A Collaborative Endeavor of the Kem C. Gardner Policy Institute and the Utah Hospital Association](#)

**Issues**

- What are the key findings of the report?
- What are the preliminary policy recommendations?
- What role does the Legislature play in improving access to mental health care services?

**Presenters**

- Mr. Greg Bell, President and CEO, Utah Hospital Association
- Ms. Laura Summers, Senior Health Care Analyst, Kem C. Gardner Policy Institute, University of Utah

**Potential Action**

- Request additional information.
- Determine next steps.

9:40

**6. Civil Commitment**

*The committee will receive an overview of Utah's civil commitment laws, how the current civil commitment system functions, challenges and gaps in the system, and recommendations for legislative action.*

**Issues**

- What are the short-term and long-term solutions to address the limited capacity at the Utah State Hospital and the state's growing forensic population?
- What role does the Legislature play in improving Utah's mental health system as it relates to civil commitment?

### Presenters

- Ms. Darcy Goddard, Salt Lake County District Attorney's Office
- Mr. Dallas Earnshaw, Superintendent, Utah State Hospital
- Mr. Jeremy Christensen, Assistant Director, Division of Substance Abuse and Mental Health, Department of Human Services

### Potential Action

- Identify issues that need resolution by the Legislature.

10:00

## 7. Prescriber Education

*The committee will review the implementation of policies designed to identify and offer education to prescribers who may not be prescribing opioids or other controlled substances in accordance with best practice guidelines.*

### Background

- In 2018, the Division of Occupational and Professional Licensing was charged with reviewing its controlled substance database to "identify any prescriber who has a pattern of prescribing opioids not in accordance with the recommendations of: (i) the CDC Guideline for Prescribing Opioids for Chronic Pain...; (ii) the Utah Clinical Guidelines on Prescribing Opioids for Treatment of Pain...; or (iii) [certain] other publications describing best practices related to prescribing opioids...." The division was also charged with offering education regarding best practices to prescribers so identified. In 2019, the division was charged with offering educational visits to practitioners who may have prescribed a controlled substance to an overdose or poisoning victim.
  - [2018 H.B. 127, Controlled Substance Database Act Amendments](#) (Fawson)
  - [2019 H.B. 186, Opioid Prescription Regulation Amendments](#) (Ward)

### Issues

- How is DOPL fulfilling its charge to identify noncompliant prescribers?
- To what extent are prescribers complying with opioid prescribing guidelines?
- To what extent have prescribing behaviors changed as the result of DOPL's education efforts?
- To what extent have overdose deaths been prevented by DOPL's oversight and education efforts?

#### Presenters

- Ms. Melanie Wallentine, Controlled Substance Database Program Manager, Division of Occupational and Professional Licensing, Utah Department of Commerce
- Public comment

#### Potential Action

- Determine next steps.

10:15

### 8. Electronic Cigarettes and Other Nicotine Products

*The committee will consider Electronic Cigarette and Other Nicotine Product Amendments, draft legislation by Senator Allen M. Christensen.*

#### Background

- [Electronic Cigarette and Other Nicotine Product Amendments](#) (draft legislation by Senator Allen M. Christensen)

#### Issues

- Should the committee recommend the proposed legislation?

#### Presenters

- Senator Allen M. Christensen
- Michael Siler, Chair, Utah Alliance for Vaping-Free Kids
- Cade Hyde, President, Students Against Electronic Vaping
- McGyver Clark, Vice President, Students Against Electronic Vaping

#### Potential Action

- Recommend draft legislation.

10:50

### 9. Utah Health Care Workforce Financial Assistance Program

*The committee will consider proposed amendments to [Title 26, Chapter 46, Utah Health Care Workforce Financial Assistance Program](#). The program was created by the Legislature to provide “professional education scholarships and loan repayment assistance to health care professionals who locate or continue to practice in underserved areas...and loan repayment assistance to geriatric professionals who locate or continue to practice in underserved areas.”*



11:00 **10. Adjourn**

The official agenda for this meeting is available [here](#).